In the High Court of Punjab and Haryana, Chandigarh

C.W.P. No. 4608 of 2006
Date of Decision: September 25, 2006

Phool Chand

…Petitioner

Versus

Guru Jambheshwar University and others

…Respondents

CORAM: HON'BLE MR. JUSTICE M.M. KUMAR
HON'BLE MR. JUSTICE M.M.S. BEDI

PRESENT: None for the petitioner.

JUDGMENT

M.M. KUMAR, J (Oral)

The petitioner has filed the instant petition under Article 226 of the Constitution for quashing order dated 5.4.2004 (P-6) to the extent it reject his claim for regularisation of service on the ground that sanctioned post is not available. A further prayer has been made to direct the respondents to regularise the services of the petitioner on the basis of policy instruction, dated 1.10.2003 (P-3) as well as in terms of the judgment of this Court passed in the case of Rajesh Kakkar and another v. State of Haryana and another (C.W.P. No. 9397 of 2004, decided on 7.4.2005), annexure P-8.

Having perused the pleadings made in the instant petition, we are of the considered view that no such directions could be issued for regularization of the services of the petitioner in view of

the Constitution Bench judgment of Hon'ble the Supreme Court in the case of **Secretary, State of Karnataka & others v. Umadevi & others, (2006) 4 SCC 1** as well as a detailed judgment of this Court in the case of **Rajinder Kumar v. State of Haryana, 2006 (2) PLR 474**.

Therefore, the instant petition fails and the same is dismissed.

(M.M. KUMAR)
JUDGE

(M.M.S. BEDI)
JUDGE

September 25, 2006
Pkapoor